

GUSTAVO ALBANO ABREU

Qualifications:

- Lawyer** Universidad Nacional de La Plata (June 1990);
- Master in Corporate Law**, Universidad Austral (December 1996);
- Master in Administrative Law**, Universidad Austral (December 1998);
- Doctor in Law**, Universidad Rey Juan Carlos of Madrid, Spain (April 2010).
Title of the Thesis: Football as a sport and as an organization in Argentina: origin, evolution and relations among its regulations.
- Full-time professor at Universidad Austral since 2001.
- Director of the Arbitration Department of the Universidad Austral.
- Executive Director of the Master Course in Law, LLM of the Universidad Austral.
- Head of the Sport Law Chair of Universidad Austral.
- Professor of Roman Law, Sports Law and Sports Arbitration of Universidad Austral.
- Director of the Magazine of Sport Law of Universidad Austral (Revista de Derecho del Deporte de la Universidad Austral).
- Former Member of the Discipline Committee of E.N.A.R.D. (National Entity of High Sport Performance of the Argentine Republic).
- Former President of the National Anti-Doping Disciplinary Tribunal of the Argentine Republic.
- Former Member of the Disciplinary Tribunal of the Argentine Soccer Super League (SAF) .

-Author of the following books:

Football and its legal regime (El fútbol y su ordenamiento jurídico), 2012.

Argentine football. Legal political history of its organization (El fútbol argentino. Historia jurídico política de su organización), 2016.

-Author of several Sports Law and History of Sport articles.

-**Arbitrator** of the TAS – CAS (Tribunal Arbitral du Sport – Court of Arbitration for Sport, Lausanne, Switzerland).

-**Arbitrator** of the Brazilian Center for Mediation and Arbitration (Río de Janeiro, Brazil).

- **Member of the Honor Committee of the Sports Arbitration Court of the Argentine Olympic Committee** (COA).

-Author of several Sports Law and History of Sport articles.

a) Articles

1. “The verification of the credits arising from <private contracts> that the clubs sign with professional football players” (“La verificación de los créditos emergentes de los <contratos privados> que suscriben los clubes con los futbolistas profesionales”), coauthor, Dr. Gabriel Lozano, in *Anuario de Derecho Concursal* 2001.
2. “Autonomy of the will of the professional football player and interpretation of the contract with regard to the Canniggia c/ Club Atlético Boca Juniors case” (“Autonomía de la voluntad del futbolista profesional e interpretación del contrato a propósito del caso “Canniggia c. Club Atlético Boca Juniors”), in *La Ley* 179 (2003).
3. “The remuneration and interpretation of the professional football player’s contract with regard to the Canniggia case” (“La remuneración y la interpretación en el contrato del futbolista profesional. A propósito del caso Canniggia”), in *Cuadernos de Derecho Deportivo* 2003.
4. “Are the cessions of federative rights contracts of forbidden object?” (“Las “cesiones de derechos federativos” ¿son contratos de objeto prohibido?”), *Revista Jurídica del Deporte* Nro. 13, Thomson Aranzadi (2005).
5. “Reflections on the remuneration of the professional football player and the interpretation of the contract in Argentina with regard to the Canniggia c/Club Atlético Boca Juniors case” (“Reflexiones sobre la remuneración del futbolista profesional y la interpretación del contrato en la Argentina. A propósito del

caso “Cannigia c/ Club Atlético Boca juniors”). Revista Jurídica del Deporte Nro. 14, Thomson Aranzadi (2005)

6. Letter to the Master Enrique Butty, (Carta al Maestro Enrique Butty), in Revista Argentina de Derecho Empresario Nro. 4 (2006)

7. “The case “Club Atlético All Boys and the so called cessions of federative rights”. “El caso “Club Atlético All Boys” y las denominadas “cesiones de derechos federativos”, Revista Argentina de Derecho Empresario Nro. 5. (2006)

8. “The cessions of economic rights. Current state of the doctrine and jurisprudence in Argentina” (“Las cesiones de derechos económicos. Estado actual de la doctrina y jurisprudencia en la Argentina.”), coauthor Gabriel Lozano. Book written in honor of Professor Osvaldo Gómez Leo. Editorial Lexis Nexis. 2007.

9. “The cessions of economic rights Current state of the doctrine and Jurisprudence in Argentina” (“Las cesiones de derechos económicos. Estado actual de la doctrina y la jurisprudencia en Argentina.”), coauthor Gabriel Lozano. Revista Jurídica de Deporte y Entretenimiento, Thomson Aranzadi. Nro. 18, 2007.

10. “Are the economic rights of the football players verifiable in the bankruptcy of an athletic entity?” (“¿Son verificables los derechos económicos de los futbolistas en el concurso de la entidad deportiva?”), coauthor: Vicente Aznar. Revista Aranzadi de Derecho de Deporte y Entretenimiento, Thomson Aranzadi, Nro. 21, 2007, p. 159/168.

11. Biographical profile of Dr Gómez Leo in “Estudios de Derecho Comercial Moderno. In honor of Dr. Osvaldo R. Gómez Leo, Lexis Nexis, 2007.

12. Football Law yearbook’s editorial, Volume I.

13. Newspaper article “Messi is not to blame” (“Messi no tiene la culpa”) published in Australis (Electronic magazine), and in several newspapers: Uno of Mendoza, Uno of Santa Fe, La capital of Rosario and Uno of Entre Ríos.

14. Newspaper article ”The contractual extensions in Argentina” (“Las prórrogas contractuales en la Argentina”), published in the newspapers Uno of Mendoza, Uno of Santa Fe, La Capital of Rosario and Uno of Entre Ríos.

15. Prologue to the book “Liability of the managers of football clubs” (“Responsabilidad de los administradores de clubes de fútbol”) by Sebastián Balbín and José Mingo Jozami.

16. Editorial of the Football Law yearbook, Volume II.

17. "Brief reflections on the Almiron case" ("Breves reflexiones sobre el 'Caso Almirón'"), coauthor Gabriel Lozano, Anuario de Derecho del Fútbol, Volume II, Ed. Ad Hoc, 2009,
18. Brief description of the book "Responsabilidad de los administradores de clubes de fútbol" by Sebastián Balbín y José Mingo Jozami (Recensión del libro Responsabilidad de los administradores de clubes de fútbol" de Sebastián Balbín y José Mingo Jozami, 2010.
19. Editorial of the Football Law yearbook, Volume II.
20. Remembrance of Pedro Iglesias, Anuario de Derecho del Fútbol, Volume II, pp.
21. Coordinator of the book "Current themes of Commercial Law" Temas Actuales de Derecho Comercial, in honor of Dr. Enrique Manuel Butty, IJ Editores, 2011.
22. Prologue to the book Current themes of Commercial Law (Temas Actuales de Derecho Comercial), in honor of Dr. Enrique Manuel Butty, IJ Editores, 2011.
23. "The transfers of football players in Argentina" ("Las transferencias de Futbolistas en Argentina") en Obra Coletiva Homenagem a Albino Mendes Baptista, Editora Quartier Latin do Brasil, 2012.
24. "The poor federalism of Argentine football. Comparison with the competition system of Brazil" ("El pobre federalismo del fútbol argentino. Comparación con el sistema de competición de Brasil"), El Derecho, 2011.
25. "Analysis of the constitutionality of the election system of the Argentine Football Association. How the President of the AFA is elected. Differences with the FIFA, the CONMEBOL and other associations" ("Análisis de la constitucionalidad del sistema eleccionario de la Asociación del Fútbol Argentino. Cómo se elige al presidente de la AFA. Diferencias con la FIFA, con la CONMEBOL y con otras asociaciones"), El Derecho, 2011.
26. "The poor federalism of Argentine football" ("El pobre federalismo del fútbol argentino"), in Revista de Derecho del Deporte Nro. 1, of Universidad Austral, 2012.
27. "The transfers of football players in Argentina" ("Las transferencias de futbolistas en Argentina"), in Revista de Derecho del Deporte Nro 2, of Universidad Austral, 2012.
28. "The independence of CAS and the Messi case" ("La independendencia del TAS y el 'Caso Messi'") in Revista do Direito Desportivo, Brasil, 2012.

29. “The civil liability of a football player that injures a rival at a critical moment of the game. Comment to the <Pizzo vs. Camoranesi> case” (“La responsabilidad civil del futbolista que lesiona a un contrincante en un lance del juego. Comentario al Caso <Pizzo c/ Camoranesi>”) in *Revista de Derecho del Deporte* Nro. 4 of Universidad Austral, 2013.
30. “The problem of the requirement of the solidarity mechanism by foreign forming clubs in cases of national transfers of football players”. “La problemática de la exigibilidad del Mecanismo de Solidaridad por clubes formadores extranjeros, en casos de transferencias nacionales de futbolistas”, in *Revista de Derecho del Deporte* of Universidad Austral, Nro. 5 (coauthor Gabriel Lozano), 2013.
31. “Analysis of the civil liability of a football player who injures another one during the game in Argentina” (“Análisis de la responsabilidad civil del futbolista que lesiona a otro durante el juego en Argentina”) in *Revista de Responsabilidad Civil y Seguros* Nro 10, Ed. La Ley, 2013.
32. “Peron and the Argentine Football Association”. “Perón y la Asociación del Fútbol Argentino (1945-1956)” in *Revista de Derecho del Deporte* of Universidad Austral, Nro. 6, 2013.
33. “The multiple labor contracts that football players sign in Mexico” (Los múltiples contratos laborales que firman los futbolistas en México), *Revista Jurídica de Derecho Deportivo de la Universidad Católica de Uruguay*, 2014.
34. “The right to choose and to be elected in AFA and its incidence on the right to associate for useful purposes and the right to equality before the law” (“El derecho a elegir y a ser elegido en la AFA y su incidencia sobre el derecho de asociarse con fines útiles y el de igualdad ante la ley”) in *Revista de Derecho del Deporte* of Universidad Austral Nro. 8, 2014.
35. “The minors in Argentine Football” (“Los menores de edad en el fútbol argentino”) in *Revista de Derecho del deporte* of Universidad Austral, Nro. 10, 2015.
36. “Brief introductory notions on the new legal regime for the prevention and control of doping in Argentina” (“Breves nociones introductorias sobre el nuevo régimen jurídico para la prevención y el control del dopaje en Argentina”), in *Revista de Derecho del deporte* Nro. 12 of Universidad Austral, 2016.
37. “Football and Rugby separated at birth” (“El Fútbol y el Rugby, separados al nacer”) in *Revista de Derecho del deporte* of Universidad Austral Nro. 13, 2017.

38. “Analysis of the civil liability of the soccer player who injured another during the game in Argentina, according to the new Civil and Commercial Code of 2014” (“Análisis de la responsabilidad civil del jugador de fútbol que lesiona a otro en un lance de juego, de acuerdo con el nuevo Código Civil de 2014”), *Revista Aranzadi de Derecho del Deporte y Entretenimiento*, Thomson Reuters-Aranzadi, Nro. 58, 2018.
39. “The participation of Evita and the Eva Perón Foundation in politics sports of Perón” (“La participación de Evita y la Fundación Eva Perón en la política deportiva de Perón”, *Olimpia, Rivista interdisciplinare su donna e sport*.
40. “How the British introduced soccer to Argentina” (“Cómo los británicos introdujeron el fútbol en Argentina”) in *Revista de Derecho del Deporte of Universidad Austral*, No. 15, 2019.
41. “Sports arbitration in Argentina” Chapter 32 of the Book “Arbitration in Argentina”, edited by Kluwer Law International, 2020.
42. “Clubs sanctioned for an “Alleged Misuse of TMS as a Negotiation Tool”, published in December 12, 2019 in “Football Legal. The international magazine dedicated to Football Law”.
43. “The Rights of the Child and the FIFA Protection of Minors”, published in June 30, 2020 in “Football Legal. The international magazine dedicated to Football Law”.
44. “Ordinary and appeal procedures: relevant differences and expedited procedure” (“Procedimientos Ordinario y de Apelación: diferencias relevantes y procedimiento expedito”) in *El Arbitraje en el TAS. Funcionamiento, Procedimiento y cuestiones prácticas más relevantes*, Aranzadi Editorial, España, 2022.
- 45) “The so-called “pre-contracts” of professional footballers in the jurisprudence of the CAS. Commentary on the case CAS 2016/A/4489 Beijing Renhe FC v. Marcin Robak”, in *Sports Law Yearbook*, La Ley Uruguay, 2023.
46. “The essential elements of the contract of the professional soccer player, the coach and the transfer of soccer players in the jurisprudence of the CAS” (“Los elementos esenciales del contrato del futbolista profesional, del entrenador y de las transferencias de futbolistas en la jurisprudencia del TAS”) in *Cuadernos de Derecho Deportivo*, Volume XX, Ed. Ad Hoc, 2024.
- 47) “The law applicable to the effects of the conflict of interest of the player representative who advises the player and the new club in the same operation”, in *Sports Law. National and international regulation of football*, Editorial Estudio, Buenos Aires, 2024.
- 48) “The dépeçage in the CAS football jurisprudence. Analysis of a case#”, in *Sports Law Yearbook*, No. 4 (2024), La Ley de Uruguay – Thomson Reuters.

- 49) “The *auctorati* and the professional footballers”, in Civil and Commercial Code Magazine No. 5, 10/24. La Ley de Argentina – Thomson Reuters, 2024.
- 50) “The application or “execution” of CAS Awards in appeal cases”, in Revista de Arbitraje de la Cámara de comercio de Guayaquil, in press.